



CLERK, U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

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THE DATE OF ENTRY IS ON
THE COURT'S DOCKET

The following constitutes the ruling of the court and has the force and effect therein described.

Signed April 12, 2023


United States Bankruptcy Judge

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

In re:

HIGHLAND CAPITAL MANAGEMENT, L.P.,¹

Reorganized Debtor.

)
) Chapter 11
)
) Case No. 19-34054-sgj11
)
)
)
)

**ORDER APPROVING STIPULATION STAYING
CONTESTED MATTER CONCERNING HIGHLAND CAPITAL MANAGEMENT,
L.P.'S OBJECTION TO SCHEDULED CLAIMS 3.65 and 3.66 OF HIGHLAND CLO
MANAGEMENT, LTD. [DE # 3657] AND RELATED MATTERS [DE # 3691]**

Upon consideration of the *Stipulation Staying Contested Matter Concerning Highland Capital Management, L.P.'s Objection to Scheduled Claims 3.65 and 3.66 of Highland CLO Management, Ltd. [DE # 3657] and Related Matters [DE # 3691] [Docket No. 3735]* (the "Stipulation")² by and between Highland Capital Management, L.P. ("HCMLP"), the reorganized debtor in the above-referenced bankruptcy case, Highland CLO Management, Ltd. ("HCLOM"),

¹ The Reorganized Debtor's last four digits of its taxpayer identification number are (8357). The headquarters and service address for the Reorganized Debtor is 100 Crescent Court, Suite 1850, Dallas, TX 75201.

² Capitalized terms not otherwise defined in this Order shall have the meanings set forth in the Stipulation.

and Acis Capital Management, L.P. (“Acis”, and together with HCMLP and HCLOM, the “Parties”), it is **HEREBY ORDERED THAT:**

1. The Stipulation, a copy of which is attached hereto as **Exhibit A**, is **APPROVED**.
2. Litigation of the Contested Matter (including the Acis Response) and the Acis Intervention Motion (together, the “Litigated Matters”) are hereby stayed through and including September 30, 2023, which stay shall continue thereafter until HCMLP or HCLOM provides 30 days’ written notice (a “Notice”) to all other Parties and the Court of its intent to resume the Litigated Matters.
3. Upon receipt of a Notice, counsel for the Parties shall work in good faith on a scheduling order that provides reasonable time for the taking of discovery; if they cannot agree on a scheduling order within 30 days of the Notice, any Party may request a status conference with the Court for the purpose of entering a scheduling order with respect to the Litigated Matters.
4. Upon receipt of a Notice, counsel for the Parties shall also work in good faith on a briefing schedule for the Acis Intervention Motion; if they cannot agree on a briefing schedule within 30 days of the Notice, any Party may request a status conference with the Court for the purpose of entering a briefing schedule with respect to the Acis Intervention Motion.
5. Except to the extent specifically set forth herein, each of the Parties reserves all rights, claims, and defenses in connection with the Litigated Matters.

###END OF ORDER###

EXHIBIT A

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**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:

HIGHLAND CAPITAL MANAGEMENT, L.P.,

Reorganized Debtor.

Chapter 11

Case No. 19-34054-sgj

**STIPULATION STAYING
CONTESTED MATTER CONCERNING HIGHLAND CAPITAL MANAGEMENT,
L.P.'S OBJECTION TO SCHEDULED CLAIMS 3.65 and 3.66 OF HIGHLAND CLO
MANAGEMENT, LTD. [DE # 3657] AND RELATED MATTERS [DE # 3691]**

This stipulation (the "Stipulation") is made by and among Highland Capital Management, L.P. ("HCMLP"), the reorganized debtor in the above-referenced bankruptcy case, Highland CLO

Management, Ltd. (“HCLOM”), and Acis Capital Management, L.P. (“Acis” and together with HCMLP and HCLOM, the “Parties”) by and through their respective undersigned counsel.

RECITALS

WHEREAS, on February 2, 2023, HCMLP filed its *Objection to Scheduled Claims 3.65 and 3.66 of Highland CLO Management, Ltd.* [Docket No. 3657] (the “Objection”);

WHEREAS, on March 21, 2023, the United States Bankruptcy Court for the Northern District of Texas, Dallas Division (the “Court”) entered an order approving a scheduling stipulation entered into between HCMLP and HCLOM [Docket No. 3686] (the “Scheduling Order”);

WHEREAS, on March 25, 2023, Acis filed its *Motion to Intervene and Brief in Support* [Docket No. 3691] (the “Acis Intervention Motion”);

WHEREAS, on April 3, 2023, in accordance with the Scheduling Order, HCLOM timely filed its response (and supporting Appendix) to the Objection [Docket Nos. 3715 and 3716] thereby initiating a contest matter under Federal Rule of Bankruptcy Procedure 9014 (the “Contested Matter”);

WHEREAS, on April 3, 2023, in accordance with the Scheduling Order, Acis timely filed its response to the Objection [Docket No. 3717] (the “Acis Response”);

WHEREAS, on April 10, 2023, Acis and HCLOM filed a stipulation extending HCLOM’s time to respond to the Acis Intervention Motion and fixing Acis’ time to file a reply [Docket No. 3732];

WHEREAS, on April 10, 2023, in accordance with the Scheduling Order, HCMLP timely filed an omnibus reply in further support of its Objection [Docket No. 3733]; and

WHEREAS, after conferring in good faith, and for the sole purpose of deferring (and potentially eliminating) the expenses associated with litigating the Contested Matter and the Acis

Intervention Motion, subject to the Court's approval, the Parties have agreed to stay these matters on the following terms:

IT IS HEREBY JOINTLY STIPULATED AND AGREED as follows:

1. Litigation of the Contested Matter (including the Acis Response) and the Acis Intervention Motion (together, the "Litigated Matters") are hereby stayed through and including September 30, 2023, which stay shall continue thereafter until HCMLP or HCLOM provides 30 days' written notice (a "Notice") to all other Parties and the Court of its intent to resume the Litigated Matters.
2. Upon receipt of a Notice, counsel for the Parties shall work in good faith on a scheduling order that provides reasonable time for the taking of discovery; if they cannot agree on a scheduling order within 30 days of the Notice, any Party may request a status conference with the Court for the purpose of entering a scheduling order with respect to the Litigated Matters.
3. Upon receipt of a Notice, counsel for the Parties shall also work in good faith on a briefing schedule for the Acis Intervention Motion; if they cannot agree on a briefing schedule within 30 days of the Notice, any Party may request a status conference with the Court for the purpose of entering a briefing schedule with respect to the Acis Intervention Motion.
4. Except to the extent specifically set forth herein, each of the Parties reserves all rights, claims, and defenses in connection with the Litigated Matters.

Dated: April 12, 2023

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